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FILED

AUG 11 2005

U.S. DISTRICT COURT  
DISTRICT OF DELAWARE

APPELLANT,

04 - 1205-S.L.R.

v.

04-941-S.L.R

APPELLEE.

CIVIL ACTION NO.

HONJUDGE SUE L. ROBINSON  
 HONORABLE JUDGE RICHARD F. STOKES  
 SUPERIOR COURT FOR SUSSEX COUNTY DELAWARE  
 19947

MOTION FOR APPOINTMENT OF COUNSEL

COMES NOW, the appellant, , pro se,  
 and moves this Honorable Court for Appointment of Counsel, to  
 represent appellant.

In support of this Motion appellant states that the following  
 is true and correct, to the best of his knowledge and belief:

1. Appellant is incarcerated.
2. Appellant is unskilled in the law.
3. The administration at the Delaware Correctional Center where the appellant is held limits the days and times that appellant is allowed access to the law library.
4. Appointment of counsel would serve "the best interests of justice" in this case.

WHEREFORE, appellant prays this Honorable Court appoint  
 counsel to represent the appellant.

MR. JEFFERY ALONZO SIMMS #198b25

DELAWARE CORRECTIONAL CENTER  
 PADDOCK ROAD 1181 SMYRNA DELAWARE 19977

AUGUST 9-2005

DATE: AUGUST 30-2005

PETITION FOR RELIEF FROM A CONVICTION  
 CONVICTION OR SENTENCE BY A PERSON IN  
 STATE CUSTODY(PETITION UNDER 28 U.S.C.  
 §. 2254 u.s.c. FOR WRIT OF HABEAS CORPUS)

Delaware Corr. Center  
 Smyrna, DE 19977

IM CHALLENGE A STATE CASE AND JUDGEMENT  
 IN THE SUPERIOR COURT OF THE STATE OF DELAWARE SUSSEX COUNTY DELAWARE 19947